

EVAN S. NELSON, PH.D., ABPP, CSOTP

FORENSIC SPECIALIST

Forensic Psychology Associates, P.C.
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EDUCATION

Post-doctoral Residency Forensic and Clinical Psychology, Forensic Unit, Central State Hospital, Petersburg, Virginia, 1992

Ph.D. Clinical Psychology, University of North Carolina at Chapel Hill, 1991

Internship Department of Psychiatry, Indiana University School of Medicine, 1991

M.A. Clinical Psychology, University of North Carolina at Chapel Hill, 1989

B.A. Psychology with High Honors in Psychology, Wesleyan University, 1985

LICENSURE AND CERTIFICATIONS

Diplomate in Forensic Psychology, American Board of Professional Psychology, 5/01, #5461
(comes with the status of Fellow in the American Academic of Forensic Psychology)

Licensed Clinical Psychologist, Board of Psychology, Virginia, 3/93, #0810-001909

Sex Offender Treatment Provider Certification, Board of Psychology, Virginia, 6/98, #0812-000034

Licensed Clinical Psychologist, Board of Psychology, Illinois, 8/94, #071-004910; inactive

PROFESSIONAL EXPERIENCE

1995-present **Partner, Forensic Psychology Associates**
Midlothian, Virginia
Group practice specializing in forensic psychological assessments.

1994-1995 **Private Practice in Forensic Clinical Psychology**
Specializing in criminal and civil pretrial evaluations, capital sentencing, disability evaluations, and consulting in psychological issues.

1994 **Acting Forensic Coordinator**
Central State Hospital, Petersburg, Virginia
Responsible for the oversight of 700 admissions per year, liaison between hospital and court, consultation and management of mental health staff with regard to psycholegal issues.

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PLF DEF-EX. # 240
DATE 12/15/03
JUDGE SMR
CASE # CP03-3089
3090, 3091

- 1992-present **Assistant Clinical Professor of Psychiatry**
Department of Psychiatry, Virginia Commonwealth University School of Medicine
- 1991-1994 **Psychologist Senior**
Forensic Unit, Central State Hospital, Petersburg, Virginia
Psychological and forensic evaluation and treatment of mentally ill criminals and individuals adjudicated not guilty by reason of insanity.

PROFESSIONAL MEMBERSHIPS

- 1998-present Association for the Treatment of Sexual Abusers
- 1992-present American Psychology-Law Society (APA Division 41)
- 1991-1995 American Psychological Association
- 1993-1994 Professional Affiliate, Medical Staff Organization of Central State Hospital in Petersburg, Virginia

PRESENTATIONS

- 11/03 **Clinical Practice in Sexually Violent Predatory Commitment Hearings**
Invited presentation at the Institute for Psychiatry, Law and Public Policy's Sex Offender Evaluation and Treatment conference.
- 3/02 **Juvenile Risk Assessment**
Invited presentation at the Homicide Conference of the Commonwealth's Attorneys' Services Counsel.
- 8/01, 8/02, 8/03 **Assessing and Responding to the Insanity Defense and Mental Retardation in Murder Trials**
Invited presentation at the Homicide Conference of the Commonwealth's Attorneys' Services Counsel.
- 6/01 **Sex Offender Evaluation Issues for Probation Officers**
Invited presentation at an annual conference of U.S. District Court probation officers.
- 2/01 **Child Custody Cases and Sexual Abuse Allegations**
Invited presentation along with Caroline Campbell, M.A., to the Richmond Bar Association.
- 3/00 **Use of the ABEL Assessment for Sexual Interest**
Invited presentation at the annual conference of the Virginia Department of

Corrections and the Sex Offender Program Action Committee (SOPAC).

- 3/00 **Cross Examination of the Expert Witness**
Invited presentation along with Deputy Commonwealth's Attorney James Willett at a conference of the Virginia Commonwealth's Attorneys' Services Council.
- 10/99 **A Survey of Actuarial Measures for Predicting Criminal Recidivism**
Virginia Probation and Parole Officer conference on Risk Assessment
- 8/99 **Preserving the Record for Future Sexually Violent Predator Commitment Hearings under the New Virginia Law**
Commonwealth Attorney's Services' Counsel annual summer meeting.
- 3/99 **Qualification and Effective Use of the Expert**
Invited Presentation to the Virginia Trial Lawyers Association with Blair Howard, Esq., and David Baugh, Esq.
- 3/99 **Sex Offenders: Predicting Recidivism**
Invited Presentation to the Annual Conference of Virginia Public Defenders.
- 1/99 **The Violence Risk Appraisal Guide**
Invited Presentation to the Virginia Department of Mental Health Forensic Services office in Richmond, Virginia (DMHMRSAS Central Office).
- 11/98 **The Actuarial Assessment of Future Dangerousness**
Presentation to the psychology staff of the Forensic Unit at Central State Hospital in Petersburg, Virginia.
- 5/98 **Sentencing: Expanding the Scope of Mitigation in Light of Schifflett**
Discussant in a panel presentation, at the annual conference of the Virginia College of Criminal Defense Attorneys.
- 3/98 **Capital Sentencing Evaluations on Motion of the Commonwealth**
Workshop at the annual meeting of the Commonwealth's Attorneys' Services Council in Williamsburg, Virginia.
- 10/97 **Psychoses and Investigative Issues**
Workshop at the annual meeting of the investigators for the Virginia Public Defender offices, in Virginia Beach, Virginia.
- 6/97 **Pleading Legal Insanity: Defense and Rebuttal Issues**
Workshop at the Arlington Bar Association, in Arlington, Virginia, along with Assistant Commonwealth's Attorney James Willet and defense attorney Blair Howard, Esq.

- 94 - 02 **Capital Sentence Rebuttal Evaluations on behalf of the Prosecution**
Invited lecturer, Capital Sentencing Training seminar, Institute for Law,
Psychiatry and Public Policy, University of Virginia, Charlottesville, Virginia.
- 94 - 98 **Review of the MMPI-II Psychometrics and Interpretive Issues**
Annual brief training seminar for the Clinical Psychology Predoctoral Interns of
the Medical College of Virginia, Richmond.
- 4/96 **The Development of Capital Sentencing Mitigation on Behalf of the
Defense**
Workshop at the annual conference of the Virginia Public Defender
Commission, in Virginia Beach.
- 1/96 **Varieties of Psychosis and Their Relevance to Competency, Sanity, and
Sentencing**
Presentation to the Petersburg Public Defender's Office, along with Dana
Blackmer, Ph.D.
- 11/95 **Computer-based Resources for Jury Research, Persuasion, and Litigation**
Invited presentation to the Roanoke Bar Association, Virginia.
- 8/95 **Detection of Malingered Mental Illness**
Invited workshop for the Henrico County Jail mental health staff.
- 4/95 **Detection of Malingered Mental Illness**
Invited workshop for the Virginia Psychological Association's Academy of
Clinical Psychologists, Annual Convention, in Arlington, Virginia.
- 1/95 **Evaluating Competency to Stand Trial**
Invited presentation, Law and Psychiatry Series of the Duke University
Psychiatry program, Durham, North Carolina.
- 12/94 **Metro Leaders of Richmond: Focus on Crime**
Facilitated small group discussion on the impact of social disparity on crime.
- 12/94 **Theoretical, Conceptual, And Research Underpinnings of Faked Mental
Illness**
Grand Rounds, Department of Psychiatry, Medical College of Virginia,
Richmond, Virginia.
- 11/94 **Schizophrenia and Relapse in the Community: a Comparison of
Medication Strategies**
Invited presentation, along with Anthony Pelonero, M.D., at the DMHMRSAS
Schizophrenia Update Conference in Richmond, Virginia.

- 10/94 **The Detection of Malingered Psychosis: a How-to, Down-and-dirty Workshop on Inferring Nothing**
Invited workshop, presented to the Fifth Annual Public Service Psychology Conference in Staunton, Virginia.
- 10/94 **Conceptual Issues in Predicting Future Dangerousness**
Discussant, Department of Consultation/Liaison Psychiatry's Literature Seminar, Medical College of Virginia, Richmond, Virginia.
- 6/94 **The New Bifurcated Jury Trial Law in Virginia: Mental Health Mitigation and Rebuttal**
Invited lecturer, Annual Conference of the Arlington Bar Association, Arlington, Virginia.
- 5/94 **Psychological Considerations in Capital Sentencing: a Case Example**
Invited discussant, along with J. Randall Thomas, Ph.D., at the Outpatient Psychiatry Clinic, Medical College of Virginia, Richmond, Virginia.
- 5/94 **An Overview of Mental Health Services in Virginia Jails**
Workshop presentation, Annual Symposium of the Institute for Law, Psychiatry, and Public Policy, University of Virginia, Charlottesville, Virginia.
- 4/94 **An Introduction to Forensic Evaluations of Competency to Stand Trial and Sanity at the Time of the Offense**
Invited presentation, Commonwealth's Attorneys office, Arlington, Virginia.
- 10/93 **A Multidisciplinary Approach to the Forensic Assessment and Restoration of Competency to Stand Trial**
Invited presentation, Northern Virginia Mental Health Institute.
- 10/93 **A Comparison of the Recidivism for State Psychiatric Patients Discharged on Oral Vs. Decanoate Antipsychotic Medication**
Poster session with Anthony Pelonero, M.D., presented at the Hospital and Community Psychiatry Conference, Baltimore, Maryland.
- 8/93 **The clinical functioning of NGRI vs. civilly committed patients**
Paper presentation with Kirk Heilbrun, Ph.D., and Greg Wolber, Ph.D., American Psychological Association Convention, Toronto, Canada.
- 6/93 **Exploring the Validity of the Exner Comprehensive Scoring System for the Rorschach Inkblots**
Invited lecturer, Central State Hospital, Petersburg, Virginia.
- 11/92 **The MMPI vs. MMPI-2: Apples, Oranges, and Sour Grapes**
Invited workshop, Third Annual Psychology Conference for Virginia State-

Employed Psychologists.

- 10/92 **The Use of Seclusion and Restraints in a Forensic Context**
Invited lecturer, Forensic Unit, Central State Hospital, Petersburg, Virginia.
- 6/91 **Interfaith Marriage and Marital Satisfaction**
Poster session, First Annual Conference of the American Association of Applied and Preventative Psychology, in Washington, D.C.
- 12/90 **The Psychological Dynamics of Interfaith Marriage**
Workshop co-facilitator, Second Annual Conference on Interfaith, Outreach and Conversion, New York City.
- 12/90 **The Experience of Interfaith Marriage**
Panel discussion facilitator, Second Annual Conference on Interfaith, Outreach and Conversion, New York City.

SPECIALIZED TRAINING

- 12/02 **Advanced Issues in Juvenile Competency Assessment**
Taught by Tom Grisso, Ph.D., and hosted by the Institute for Law, Psychiatry and Public Policy in conjunction with the Juvenile Forensic Services Division of the Department of Mental Health (6 CE) in Charlottesville.
- 8/02 **Responding to Trauma After Terrorism**
Hosted by the Eastern Virginia Medical School (3 CE) in Norfolk.
- 5/99 **Involuntary Commitment of Sexually Violent Predators**
Hosted by the National Center for Prosecution of Child Abuse and the American Prosecutors Research Institute, in Alexandria.
- 1/99 **Administration and Scoring of the Psychopathy Checklist - Revised**
Robert Hare, Ph.D., and Adelle Forth, Ph.D., in Philadelphia.
- 9/98 **Assessing the Risk of Sex Offender Recidivism**
Karl Hanson, Ph.D., training via the Lloyd G. Sinclair Seminars, in Richmond.
- 7/98 **Using the ABEL Assessment of Sexual Interest**
ABEL Institute, Inc., in Atlanta.
- 2/98 **Lloyd G. Sinclair Master Sexuality Workshop**
Advanced post-graduate education on the evaluation/treatment of sex offenders.
- 4/96 **Forensic Psychological Evaluations of Juvenile Offenders**
Institute for Law, Psychiatry, & Public Policy in Charlottesville, Virginia.

- 3/96 **Psychological Evaluation of Personal Injury Claims**
American Academy of Forensic Psychology, workshop in Hilton Head.
- 6/93 **Capital Sentencing Evaluations**
Institute of Law, Psychiatry and Public Policy, in Charlottesville, Virginia.
- 3/93 **Forensic Evaluation of Sex Offenders**
Institute of Law, Psychiatry and Public Policy, in Charlottesville, Virginia.
- 6/92 **Not Guilty by Reason of Insanity Update Training**
Virginia Department of Mental Health.
- 10/92 **Advanced Training in Forensic Evaluations**
Institute of Law, Psychiatry and Public Policy at the University of Virginia..
- 1/92 **MANDT Training--Restraint of Assaultive Patients**
Central State Hospital, Petersburg, Virginia.
- 11/91 **Basic Training in Forensic Evaluation of Competency and Sanity**
Institute of Law, Psychiatry and Public Policy, University of Virginia,
Charlottesville, Virginia.
- 9/90 - 6/91 **Advanced MMPI and MMPI-2 Interpretation**
Indiana University School of Medicine.
- 12/90 - 8/91 **Psychotherapy Supervision for Work with Dissociative Patients**
Outpatient Clinic, Larue D. Carter Hospital in Indianapolis, Indiana.
- 9/89 - 5/90 **Advanced Tutorial in Statistical Analysis Using The General Linear Model**
Quantitative Psychology Department, University of North Carolina at Chapel
Hill.
- 1/88 - 5/88 **Hypnosis Training and Practicum**
Psychology Department, University of North Carolina at Chapel Hill.

APPOINTED POSITIONS

- 2003 **Forensic Mental Health Special Populations Committee**
Private Practice member on the Department of Mental Health's Committee to
evaluate and modify mental health services for inmates in Virginia jails.
- 2002 **Advisor, Clinical Advisory Group on *Atkins* Legislation**
Consultant to a committee formed at the behest of the Virginia Legislature to
draft a statute regard mental retardation and the death penalty, following *Atkins*
v. Commonwealth.

- 1993-1994 **Member, Forensic Review Panel for the Commonwealth of Virginia**
Committee to conduct risk management and clinical oversight of the treatment of patients found not guilty by reason of insanity.
- 1992-1994 **Production Editor, American Psychology-Law Society News**
Oversee production of a forensic newsletter for distribution to 2,000 psychologists nationwide.
- 1992-1994 **Editor, Virginia Jail Mental Health Services Directory**
Initiated and completed the first edition of a directory of information on all Virginia jails and the mental health services available to inmates.
- 1993-present **Subcommittee Member, Board of Psychology, Commonwealth of Virginia**
Item rater for a committee developing a new licensure examination for the Board of Psychology in Virginia.
- 1993 **Interim Leader, Short-Term Treatment Team, Central State Hospital**
Leader of a multi-disciplinary team specializing in the treatment and forensic evaluation of mentally ill pretrial defendants.
- 1992 **Chairperson, Short-Term Treatment Planning Committee, Forensic Unit, Central State Hospital**
Led a multi-disciplinary committee to create a proposal for psychiatric treatment and evaluation of mentally ill defendants.

TEACHING EXPERIENCE

- 1992 - 1994 **Supervisor of Psychology Interns and Graduate Students, and Medical Students**
Supervised psychology interns from the Medical College of Virginia and FCI Petersburg, as well as masters level psychology students from Virginia State University.
- 1992 - 1993 **Instructor: Tutorial on Advanced Statistics and Research Methods**
Taught weekly to the professional staff of Central State Hospital
- 1988 - 1990 **Instructor: Six Semesters of Personality Theory and Abnormal Psychology**
Department of Psychology, University of North Carolina at Chapel Hill

PUBLICATIONS

- Nelson, E., & Heilbrun, K., Editors. (1994). Virginia Jail and Mental Health Services Directory.
Virginia Department of Mental Health, Mental Retardation and Substance Abuse Services.

Elliot, D., Nelson, E., Fitch, L., Scott, R., Wolber, G., & Singh, R.P. (1993). "The competence of persons found Not Guilty by Reason of Insanity." Bulletin of the American Academy of Psychiatry and Law, 21(3), 309-320.

Nelson, E. (1992-1993). PC Corner. *American Psychology-Law Society News*. Columns included: (Fall 1992) "An expanded glossary of computer terminology," (Winter 1993) "Computerphobia," and (Summer 1993) "Fundamentals of data management techniques."

Nelson, E. (1991). "The psychological dynamics of intermarriages: How different are they?" In Egon Mayer (ed.) The Imperatives of Jewish Outreach. New York: The Graduate School of the City University of New York, 151-159.

DISSERTATION AND THESES

Nelson, E. (1991). "The Psychological Dynamics of Interfaith Marriage." Unpublished doctoral dissertation, University of North Carolina at Chapel Hill.

Nelson, E. (1989). "Conflict and Satisfaction in Dating Relationships." Unpublished masters thesis, University of North Carolina at Chapel Hill.

Nelson, E. (1985). "Patterns of Nonverbal Communication in Schizophrenics." Unpublished undergraduate honors thesis, Wesleyan University.

HONORS AND AWARDS

1994 "Best Clinical Faculty Supervisor 1994," awarded by the Clinical Psychology Interns of the Medical College of Virginia, Virginia Commonwealth University.

1985 "High Honors," awarded by the Psychology Department of Wesleyan University for an undergraduate thesis.

VIRGINIA APPELLATE AND VIRGINIA SUPREME COURT CASES CITING DR. NELSON

1. *Tommy Wayne Akers v. Commonwealth*
2. *Daryl Renard Atkins v. Commonwealth*
3. *Jean E. Attard v. Anthony J. Attard*
4. *Mark Wesley Bailey v. Commonwealth*
5. *Earl Conrad Bramblett v. Commonwealth*
6. *Chris Beck v. Commonwealth*
7. *Eugene Allen Bennett v. Commonwealth*
8. *Nathaniel Lee Downing v. Commonwealth*
9. *Chauncey Jacob Jackson v. Commonwealth*

10. *Dennis Jackson Moore v. Commonwealth*
11. *Kevin Johnson v. Commonwealth*
12. *Clifton McNair, Jr. v. Commonwealth*
13. *Brigitte Mercer v. Commonwealth*
14. *Adrian Darryl Ward v. Commonwealth*

U.S. SUPREME COURT DECISIONS CITING DR. NELSON

1. *Atkins v. Virginia*, 122 S.Ct. 2242 (2002)

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